

Docket No.: 67272-8128.US02
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mark Muhlestein

Application No.: 10/010,959

Confirmation No.: 5673

Filed: November 30, 2001

Art Unit: 2437

For: DECENTRALIZED VIRUS SCANNING
FOR STORED DATA

Examiner: N. Khoshnoodi

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

Copies of the references on the PTO/SB/08 are not provided.

Applicants note that an Office Action has been received in a related, copending application. In particular, Office Actions for the U.S. Patent Application No. 10/777,418 (Attorney Docket No. 67272-8128.US03) were mailed on October 27, 2008 and April 4, 2008. A copy of these Office Actions is available through the Patent Application Information Retrieval (PAIR) system. If the Examiner so requests, Applicants will provide the Examiner with a copy of this Office Action.

Statement of Related Application Information

Applicants wish to bring to the Examiner's attention the following co-pending patent application(s), which is/are assigned to the assignee of the present application, and which may be relevant to the present application.

Examiner's Initials	Co-Pending Patent Applications
1)	Serial No. 10/777,418 filed February 11, 2004 Policy Engine to Control the Servicing of Requests Received by a Storage Server
2)	Serial No. 09/728,701 filed December 1, 2000 Decentralized Appliance Virus Scanning

Applicants respectfully request that the Examiner initial the items(s) above to reflect his/her consideration of these items and return a copy of this initialed document to Applicant.

Applicants respectfully request that the above-listed items Not be printed on the face of any patent which may issue from the present application.

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information that may be material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to

the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 50-2207 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-2207, under Order No. 67272-8128.US02.

Dated: 2/5/09

Respectfully submitted,

By

Jordan M. Becker

Registration No.: 39,602

PERKINS COIE LLP

P.O. Box 1208

Seattle, Washington 98111-1208

(650) 838-4300

(650) 838-4350 (Fax)

Attorney for Applicant